

MICHAEL A. JACOBS (CA SBN 111664)  
MJacobs@mofo.com  
ARTURO J. GONZÁLEZ (CA SBN 121490)  
AGonzález@mofo.com  
MORRISON & FOERSTER LLP  
425 Market Street  
San Francisco, California 94105-2482  
Tel: 415.268.7000 / Fax: 415.268.7522

KAREN L. DUNN (*Pro Hac Vice*)  
kdunn@bsfllp.com  
HAMISH P.M. HUME (*Pro Hac Vice*)  
hhume@bsfllp.com  
BOIES SCHILLER FLEXNER LLP  
1401 New York Avenue, N.W.  
Washington DC 20005  
Tel: 202.237.2727 / Fax: 202.237.6131

WILLIAM CARMODY (*Pro Hac Vice*)  
bcarmody@susmangodfrey.com  
SHAWN RABIN (*Pro Hac Vice*)  
srabin@susmangodfrey.com  
SUSMAN GODFREY  
1301 Avenue of the Americas, 32nd Floor  
New York, NY 10019-6023  
Tel: 212.336.8330 / Fax: 212.336.8340

Attorneys for Defendants  
UBER TECHNOLOGIES, INC.  
and OTTOMOTTO LLC

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

WAYMO LLC,  
  
Plaintiff,  
  
v.  
  
UBER TECHNOLOGIES, INC.,  
OTTOMOTTO LLC; OTTO TRUCKING LLC,  
  
Defendants.

Case No. 3:17-cv-00939-WHA

**DECLARATION OF THOMAS J.  
PARDINI IN SUPPORT OF  
DEFENDANT OTTO TRUCKING'S  
ADMINISTRATIVE MOTION TO  
FILE UNDER SEAL ITS RESPONSE  
TO WAYMO'S SUPPLEMENTAL  
OPPOSITION TO OTTO TRUCKING'S  
MOTION FOR SEPARATE TRIAL  
(DKT. 2108)**

I, Thomas J. Pardini, declare as follows:

1. I am a member of the Bar of the State of California and an attorney at the law firm of Morrison & Foerster LLP. I make this declaration based upon matters within my own personal knowledge and if called as a witness, I could and would competently testify to the matters set forth herein. I make this declaration in support of Defendant Otto Trucking's Administrative Motion to File Under Seal Its Response to Waymo's Supplemental Opposition to Otto Trucking's Motion for Separate Trial (Dkt. 2108).

2. I have reviewed the following documents and confirmed that only the portions identified below merit sealing:

Document	Portions to Be Filed Under Seal
Exhibit 1	Blue Highlights
Exhibit 2	Blue Highlights
Exhibit 3	Entire Document
Exhibit 4	Blue Highlights
Exhibit 6	Blue Highlights on pages 13 and 15

3. The blue highlights of Exhibits 1 and 2 contain highly confidential technical information relating to a portion of Ottomotto's source code, including an excerpt from that code. A portion of the blue highlights of Exhibit 2 contains highly confidential technical information considered by an Ottomotto software engineer. Disclosure of this information could allow competitors to obtain a competitive advantage over Defendants by understanding this technical information.

4. The entirety of Exhibit 3 is an internal email containing detailed identifying and insurance information for several of Defendants' vehicles, including license plate numbers, VIN numbers, and personal addresses of individuals involved in this litigation. Disclosure of this information could threaten the privacy interests of these individuals, and also expose Defendants



**ATTESTATION OF E-FILED SIGNATURE**

I, Arturo J. González, am the ECF User whose ID and password are being used to file this Declaration. In compliance with Civil L.R. 5-1(i)(3), I hereby attest that Thomas J. Pardini has concurred in this filing.

Dated: October 30, 2017

/s/ Arturo J. González

ARTURO J. GONZÁLEZ